

56046 R01

OFFICE OF THE STATE ENGINEER

REGARDING [PERMIT/CERTIFICATE] NUMBER: 56046

AFFIDAVIT OF WITHDRAWAL OF WATER RIGHT IN FAVOR OF  
USE OF WATER FOR DOMESTIC WELLS CREATED  
BY SUBDIVISION OR PARCELING OF LAND

State of Nevada )

County of Douglas ) : SS

1. Scott Smith, do hereby swear under penalty of perjury  
base right holder  
that the assertions of this affidavit are true.

1. I am the owner-of-record of all / a portion of Permit No. 56046  
(circle one) permit number, certificate number  
as indicated in the records of the Nevada State Engineer.  
or decreed right

2. I hereby withdraw an amount of water equivalent to:  
12.12  
enter a total amount of water equal to the sum of 2.02 a.f.a. or 1.500 g.p.d. for each proposed individual lot  
acre feet annually from the water appropriated under Permit No 56046  
permit number, certificate number or decreed right.

The water right or portion of water right withdrawn was appurtenant to the land more particularly described as follows: A Portion of the N.W. 1/4 Section 1  
Describe land drying up: describe with quarter sections, section.

~~Section 1~~ T. 12 N., R. 20. E., MPM  
township, range, M.D.B. & M. and assessor's parcel numbers  
APN 23-484-29 & 23-484-30

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3. This withdrawal of the water right or portion of the water right is for the purpose of having sufficient water available to supply the domestic wells of homes located at the place described below and reflected on the attached map: 8 Lots Within a Portion  
Describe place where water will be used; describe with  
OF the N.W. 1/4 Section 1, T.12.N., R.20 E., MDM  
quarter sections, section, township, range, M.D.B.&M. and assessor's parcel numbers and attach map  
APN #'s 23-484-29 & 23-484-30.

4. I understand that this withdrawal of all / a portion of Permit # 56046  
(circle one)  
permit number, certificate number or decreed right must be approved by the Nevada State Engineer in order for this withdrawal to become effective and enforceable.

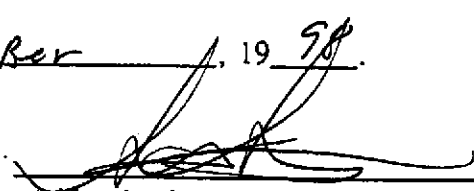
5. I understand this withdrawal shall become effective upon the date approved by the State Engineer. However, if a final subdivision or parcel map is not recorded in the office of the county recorder of the county wherein the land division is located within 18 months after the State Engineer's approval the base right holder may petition the State Engineer to void this withdrawal on the basis that all proceedings concerning the division of land have been terminated.

6. I understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as provided in NRS 278.380 (1993), or in the case of a final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can I claim the water withdrawn as a water right.

7. Upon approval of this withdrawal by the State Engineer, I shall record this Affidavit of Withdrawal in the office of the county recorder of the county in which the final subdivision or parcel map is recorded. I shall also record this Affidavit of Withdrawal in the office of the county recorder of the county in which the old place of use was located, if it is not the same county.

8. I shall provide the State Engineer with a certified copy of the recorded Affidavit of Withdrawal within thirty (30) days of recording the Affidavit with the county recorder.

DATED: This 21<sup>st</sup> day of December, 19 98.

  
Affiant's signature

Scott Smith  
Affiant's printed name

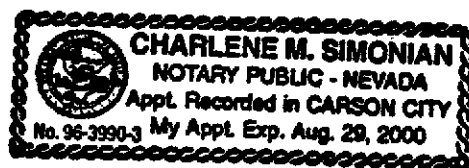
1480 Main St Gardnerville  
Mailing Address NV 89410

705-782-8777  
Telephone number


Subscribed and sworn to before me

this 21<sup>st</sup> day of December, 1998.

Charlene M Simonian  
NOTARY PUBLIC



APPROVED: This 22 day of December, 19 98.

  
State Engineer